

- (i) Third party contracts.
- (ii) Sponsor force account costs.
- (iii) Administrative costs.
- (3) A program narrative describing the proposed planning project including—

- (i) The objective;
- (ii) The results and benefits expected;
- (iii) A Work Statement including—
 - (A) A detailed description of each work element;
 - (B) A list of each organization, consultant, and key individual who will work on the planning project, and the nature of the contribution of each; and
 - (C) A proposed schedule of work accomplishment; and
- (iv) The geographic location of the airport or the boundaries of the planning area.

- (4) If the sponsor proposes to accomplish the project with its own forces or those of another public or planning agency—

- (i) An assurance that adequate, competent personnel are available to satisfactorily accomplish the proposed planning project, and
- (ii) A description of the qualifications of the key personnel.

- (5) If cosponsors are not willing to assume, jointly, and severally, the obligations imposed on them by this part and the grant agreement, a statement satisfactory to the Administrator indicating—

- (i) The responsibilities of each sponsor with respect to the accomplishment of the proposed project;
- (ii) The obligations each will assume to the United States; and
- (iii) The name of the sponsor or sponsors who will accept, receipt for, and disburse grant payments.

- (6) The assurances on Civil Rights required by § 21.7 of the Regulations of the Office of the Secretary of Transportation (49 CFR 21.7).

- (7) The applicable assurances required by appendix D of this part.

- (c) *Additional documentation.* The Administrator may request additional documentation as needed to support a master plan or system plan, or to comply with other Federal and local re-

quirements as they pertain to the requested plan.

(Secs. 303, 307, 308, 312, and 313, Federal Aviation Act of 1958 (49 U.S.C. 1344, 1348, 1349, 1353, and 1354); sec. 6(c), Dept. of Transportation Act (49 U.S.C. 1655(c)); Airport and Airway Development Act of 1970, as amended (49 U.S.C. 1701 et seq.); sec. 1.47(f)(1), Regulations of the Office of the Secretary of Transportation (49 CFR 1.47(1)); OMB Circular A-95, Revised (41 FR 2052; Jan. 13, 1976))

[Doc. No. 19430, 45 FR 34784, May 22, 1980, as amended by Amdt. 152-13, 46 FR 30809, June 11, 1981]

§ 152.115 Grant agreement: Offer, acceptance, and amendment.

- (a) *Offer.* Upon approving a project for airport development, airport master planning, or airport system planning, the Administrator issues a written offer that sets forth the terms, limitations, and requirements of the proposed agreement.

- (b) *Acceptance.* The acceptance of an offer or an amendment to a grant agreement must be in writing. The sponsor's or planning agency's attorney must certify that the acceptance complies with all applicable law, and constitutes a legal and binding obligation of the sponsor or planning agency.

- (c) *Amendment: Airport development grants.* The maximum obligation of the United States under a grant agreement for an airport development project may be increased by an amendment if—

- (1) Except as otherwise provided by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, the maximum obligation of the United States is not increased by more than 10 percent;

- (2) Funds are available for the increase;

- (3) The sponsor shows that the increase is justified; and

- (4) The change does not prejudice the interest of the United States.

- (d) *Reduction of U.S. Share: Airport development grants.* When project work for which costs have been incurred is deleted from a grant agreement, the Administrator reduces the maximum obligation of the United States proportionately, based on the cost or value of the deleted work as shown on the project application.

(e) *Amendment: Airport planning.* A grant agreement for airport planning may be changed if—

- (1) The change does not increase the maximum obligation of the United States under the grant agreement; and
- (2) The change does not prejudice the interest of the United States.

§ 152.117 Public hearings.

(a) Before submitting a preapplication for Federal assistance for an airport development project involving the location of an airport, an airport runway, or a runway extension, the sponsor must give notice of opportunity for a public hearing, in accordance with paragraph (b) of this section, for the purpose of—

- (1) Considering the economic, social, and environmental effects of the location of the airport, the airport runway, or the runway extension; and
- (2) Determining the consistency of the location with the goals and objectives of any urban planning that has been carried out by the community.

(b) The notice of opportunity for public hearing must—

- (1) Include a concise statement of the proposed development;
- (2) Be published in a newspaper of general circulation in the communities in or near which the project may be located;
- (3) Provide a minimum of 30 days from the date of the notice for submission of requests for a hearing by persons having an interest in the economic, social, or environmental effects of the project; and
- (4) State that a copy is available of the sponsor's environmental assessment, if one is required by appendix 6 of FAA Order 1050.1C, "Policies and Procedures for Considering Environmental Impacts" (45 FR 2244; Jan. 10, 1980), and FAA Order 5050.4, "Airport Environmental Handbook" (45 FR 56624; Aug. 25, 1980), and will remain available, at the sponsor's place of business for examination by the public for a minimum of 30 days, beginning with the date of the notice, before any hearing held under the notice.

(c) A public hearing must be provided if requested. If a public hearing is to be held, the sponsor must publish a notice of that fact, in the same newspaper in

which the notice of opportunity for a hearing was published.

(d) The notice required by paragraph (c) of this section must—

- (1) Be published not less than 15 days before the date set for the hearing;
- (2) Specify the date, time, and place of the hearings;
- (3) Contain a concise description of the proposed project; and
- (4) Indicate where and at what time more detailed information may be obtained.

(e) If a public hearing is held, the sponsor must—

(1) Provide the Administrator a summary of the issues raised, the alternatives considered, the conclusion reached, and the reasons for that conclusion; and

(2) If requested by the Administrator before the hearing, prepare a verbatim transcript of the hearing for submission to the Administrator.

(f) If a hearing is not held the sponsor must submit with its preapplication a certification that notice of opportunity for a hearing has been provided in accordance with this section and that no request for a public hearing has been received.

[Doc. No. 19430, 45 FR 34784, May 22, 1980, as amended by Amdt. 152-11, 45 FR 56622, Aug. 25, 1980]

§ 152.119 Contract requirements and procurement standards.

To the extent applicable, all grant agreements, contracts, and subcontracts involving airport development projects or airport planning must be in accordance with the contract requirements in appendices A and C, as applicable, and the procurement standards in Attachment O of Office of Management and Budget Circular A-102 (42 FR 45828).

Subpart C—Funding of Approved Projects

SOURCE: Docket No. 19430, 45 FR 34789, May 22, 1980, unless otherwise noted.

§ 152.201 Applicability.

This subpart contains the requirements for funding projects for airport development, airport master planning, and airport system planning.